

SEP 01 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): David H. Davies; David Blankenbeckler; Michael Braitberg
 Assignee: DPHI Acquisitions, Inc.
 Title: First-Side Dual-Layer Optical Storage Disk and Method of Manufacturing The Same
 Serial No.: 09/764,042 Filing Date: January 16, 2001
 Examiner: Martin J. Angebranndt Group Art Unit: 1756
 Docket No.: M-9998 US Confirmation No.: 5686

Irvine, California
September 1, 2004Via Facsimile to (703) 872-9306

Mail Stop AMENDMENT
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CLAIM OF SMALL ENTITY STATUS

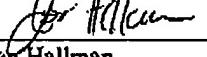
Dear Sir:

Applicants hereby claim the benefit of small entity status for the above-identified patent application.

If there are any questions regarding any aspect of the application, please contact the undersigned at (949) 752-7040.

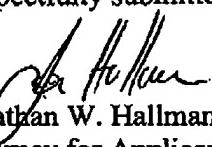
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I hereby certify that this paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.


 Jonathan Hallman

 September 1, 2004
 Date of Signature

Respectfully submitted,


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